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*James Cox, James Dzurenda,*  
*Dwight Neven, and Brian Williams*

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

THAD AUBERT,

Case No. 2:18-cv-01329-GMN-EJY

Plaintiff,

VS.

JAMES DZURENDÁ, *et al.*,

**DEFENDANTS' MOTION FOR AN  
EXTENSION OF TIME TO FILE A  
JOINT INTERIM STATUS REPORT  
(FIRST REQUEST)**

### Defendants.

Defendants, Director James Dzurenda (Director Dzurenda), Warden Brian Williams (Warden Williams), Warden Dwight Neven (Warden Neven) and James Cox (Cox), by and through Aaron D. Ford, Attorney General for the State of Nevada, and Charles D Hopper, Deputy Attorney General, request this Court grant a fourteen (14) day extension of time to file a joint interim status report.

This Court should grant Defendants' motion for an extension of time to file a Joint Interim Status Report. To date, Defendants have not received any information from Plaintiff regarding the estimated trial length or trial availability. Undersigned counsel is in the process of arranging a telephonic meeting as soon as possible to discuss this information. Accordingly, Defendants request a short extension to file the Joint Interim Status Report.

1      **I. BACKGROUND**

2      On December 19, 2019, this Court entered a discovery plan and scheduling  
3 deadlines. (ECF No. 62). The Court ordered the parties to submit an Interim Status Report  
4 on or before April 21, 2020. (*Id.*). To date, Plaintiff has not contacted undersigned counsel  
5 to provide the necessary information or discuss the possibility of using the Short Trial  
6 Program. *See* Declaration of Counsel, attached as Exhibit A. Accordingly, the undersigned  
7 counsel is in the process of arranging a telephonic conference to discuss these issues as soon  
8 as possible. *Id.* However, the conference cannot be completed before the April 21, 2020,  
9 deadline.

10     **II. APPLICABLE LAW**

11     Pursuant to Federal Rule of Civil Procedure 6(b)(1)(A), this Court may extend the  
12 time to perform an act within a specific time for good cause shown.

13     **III. LEGAL ARGUMENT**

14     This Court should grant Defendants' motion to extend the deadline to file a Joint  
15 Interim Status Report. To date, Plaintiff has not contacted undersigned counsel to prepare  
16 a Joint Interim Status Report. Accordingly, undersigned counsel is in the process of  
17 arranging a telephonic meeting as soon as possible to discuss the Joint Interim Status  
18 Report. Good cause exists to extend the deadline based on the parties' inability to meet  
19 concerning this filing. Defendants therefore request this Court grant the parties until May  
20 5, 2020 to file a Joint Interim Status Report.

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1 IV. CONCLUSION

2 This Court should grant an extension of deadline to file a Joint Interim Status  
3 Report. Counsel is diligently working to complete the Joint Interim Status Report, but has  
4 been unable to do so.

5 DATED this 20<sup>th</sup> day of April, 2020.

6 AARON D. FORD  
7 Attorney General

8 By: /s/ Charles D Hopper  
9 CHARLES D HOPPER (Bar No. 6346)  
10 Deputy Attorney General  
11 Attorneys for Defendants  
12 James Cox, James Dzurenda,  
13 Dwight Neven, and Brian Williams

14 IT IS SO ORDERED.  
15   
16 UNITED STATES MAGISTRATE JUDGE

17 Dated: April 30, 2020  
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